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**Date:** November 21, 2003 **File Number:** 9310-38  
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**Comments:**

**Amendment**



In re: H.J.M. Kreuwel et al.  
Serial No.: 10/031,222  
Filed: June 4, 2002  
Group Art Unit: 1743  
Examiner: Jan M. Ludlow  
For: **DEVICE AND METHOD FOR MIXING MAGNETIC PARTICLES WITH A FLUID**

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<b>REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL</b>	<b>Application Number</b> 10/031,222	<b>Filing Date</b> June 4, 2002
Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).	<b>First Named Inventor</b> H.J.M. Kreuwel	<b>Group Art Unit</b> 1743
	<b>Examiner Name</b> Jan M. Ludlow	<b>Attorney Docket Number</b> 9310.38
	This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCE's (not to be submitted to the USPTO) on page 2.	
	1. <b>Submission required under 37 C.F.R. § 1.114</b>	
a. <input type="checkbox"/> Previously submitted <small>Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).</small>		
i. <input type="checkbox"/> Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____ <small>(Any unentered amendment(s) referred to above will be entered).</small>		
ii. <input type="checkbox"/> Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____		
iii. <input type="checkbox"/> Other _____		
b. <input checked="" type="checkbox"/> Enclosed		
i. <input checked="" type="checkbox"/> Amendment/Reply		
ii. <input type="checkbox"/> Affidavit(s)/Declaration(s)		
iii. <input type="checkbox"/> Information Disclosure Statement (IDS)		
iv. <input checked="" type="checkbox"/> Other Interview Summary		
2. <b>Miscellaneous</b>		
a. <input type="checkbox"/> Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. <small>(Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)</small>		
b. <input type="checkbox"/> Other _____		
3. <b>Fees</b> <small>The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.</small>		
a. <input checked="" type="checkbox"/> The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. _____ 50-0220		
i. <input checked="" type="checkbox"/> RCE fee required under 37 C.F.R. § 1.17(e)		
ii. <input type="checkbox"/> Extension of time fee (37 C.F.R. § 1.136 and 1.17)		
iii. <input type="checkbox"/> Other _____		
b. <input type="checkbox"/> Check in the amount of \$ _____ enclosed		
c. <input type="checkbox"/> Payment by credit card <small>(Form PTO-2038 enclosed)</small>		
d. <input checked="" type="checkbox"/> If necessary, the Director is hereby authorized to charge any deficiencies, or credit any overpayments, to Deposit Account No. 50-0220		

Myers Bigel Sibley & Sajovec, P.A., P. O. Box 37428, Raleigh, North Carolina 27627,  
 Telephone: (919) 854-1400, Facsimile: (919) 854-1401, Customer No. 20792

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Name (Print/Type)	Julie H. Richardson	Registration No. (Attorney/Agent)	40,142
Signature		Date	November 21, 2003
CERTIFICATE OF TRANSMISSION			
I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, GAU #1743, AF via facsimile number (703) 872-9310 on November 21, 2003.			
Name (Print/Type)	Rosa Lee Brinson		
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Attorney's Docket No. 9310-38

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re: H.J.M. Kreuwel et al.

Serial No.: 10/031,222

Group Art Unit: 1743

Filed: June 4, 2002

Examiner: Jan M. Ludlow

For: **DEVICE AND METHOD FOR MIXING MAGNETIC PARTICLES  
WITH A FLUID**

Date: November 21, 2003

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT AFTER FINAL ACTION  
PURSUANT TO 37 C.F.R. § 1.116 WITH RCE**

Sir:

This Amendment is responsive to the Final Official Action of August 26, 2003. If any extension of time for the accompanying response or submission is required, Applicant requests that this be considered a petition therefor. The Commissioner is hereby authorized to charge any additional fee, which may be required, or credit any refund, to our Deposit Account No. 50-0220.

**Amendments to the Claims** are reflected in the listing of claims, which begins on page 2 of this document.

**Remarks** begin on page 14 of this document.